



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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THE PROCTER AND GAMBLE COMPANY,

Plaintiff,

-against-

PLAYTEX PRODUCTS, INC.,

Defendant.  
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08 Civ. 1532 (WHP)

ORDER

WILLIAM H. PAULEY III, District Judge:

Defendant's counterclaim for patent infringement shall be severed from this action pursuant to Fed. R. Civ. P. 21. Defendant is directed to file a complaint against Plaintiff asserting its patent infringement claim in a new civil action.

Dated: April 2, 2008  
New York, New York

SO ORDERED:

  
WILLIAM H. PAULEY III  
U.S.D.J.

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